



Daily Digest

Federal Communications Commission
445 12th St., SW
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Vol. 23 No. 196

October 15, 2004

THE FOLLOWING ITEMS WERE ADOPTED AT THE OCTOBER 14, 2004, COMMISSION MEETING AND RELEASED LATER THAT DAY

NEWS RELEASES

FCC SEEKS INFORMATION ON FOREIGN MOBILE TERMINATION RATES. Seek to further develop the Commission's understanding of the possible effects of foreign mobile termination rates on U.S. customers and competition in the U.S.-international telecommunications services market. News Release. (Dkt No 04-398). Adopted: 10/14/2004. News Media Contact: Jacki Ponti at (202) 418-0436 IB. Contact Claudia Fox, Alexandra Field, Francis Gutierrez, and Mark Uretsky at (202) 418-1460 [DOC-253135A1.doc](#) [DOC-253135A2.doc](#) [DOC-253135A1.pdf](#) [DOC-253135A2.pdf](#) [DOC-253135A1.txt](#) [DOC-253135A2.txt](#)

FCC ADOPTS RULES FOR BROADBAND OVER POWER LINES TO INCREASE COMPETITION AND PROMOTE BROADBAND SERVICE TO ALL AMERICANS. Adopted changes to Part 15 of its rules to encourage the development of Access Broadband over Power Line (Access BPL) systems while safeguarding existing licensed services against harmful interference. News Release. (Dkt No 04-37). Adopted: 10/14/2004. News Media Contact: Bruce Romano at (202) 418-2124 OET. Contact Anh T. Wride at (202) 418-0577 [DOC-253125A1.doc](#) [DOC-253125A2.doc](#) [DOC-253125A3.doc](#) [DOC-253125A4.doc](#) [DOC-253125A5.doc](#) [DOC-253125A1.pdf](#) [DOC-253125A2.pdf](#) [DOC-253125A3.pdf](#) [DOC-253125A4.pdf](#) [DOC-253125A5.pdf](#) [DOC-253125A1.txt](#) [DOC-253125A2.txt](#) [DOC-253125A3.txt](#) [DOC-253125A4.txt](#) [DOC-253125A5.txt](#)

FCC CLEARS SPECTRUM FOR ADVANCED WIRELESS SERVICES IN 1710-1755 MHZ BAND BY MAKING RELOCATION SPECTRUM AVAILABLE FOR INCUMBENT FEDERAL GOVERNMENT OPERATIONS. Allocated spectrum to allow Federal operations to be cleared from spectrum that has been allocated for advanced wireless services (AWS), including third generation wireless (3G) systems. News Release. (Dkt No 00-258 , 02-8). Adopted: 10/14/2004. News Media Contact: Bruce Romano at (202) 418-2124 OET. Contact Ted Ryder at (202) 418-2803 or Jamison Prime at (202) 418-7474 [DOC-253130A1.doc](#) [DOC-253130A2.doc](#) [DOC-253130A1.pdf](#) [DOC-253130A2.pdf](#) [DOC-253130A1.txt](#) [DOC-253130A2.txt](#)

FCC REMOVES MORE ROADBLOCKS TO BROADBAND DEPLOYMENT IN RESIDENTIAL NEIGHBORHOODS ACTION HARMONIZES TREATMENT OF DEEP FIBER NETWORKS. Took further steps to encourage deployment of fiber optic broadband networks capable of delivering advanced data, video and voice service to the mass market by incumbent local telephone companies. News Release. (Dkt No 96-98 , 98-147). Adopted: 10/14/2004. News Media Contact: Mark Wigfield at (202) 418-0253; Email: Mark.Wigfield@fcc.gov WCB. Contact Marcus Maher at (202) 418-1580 [DOC-253127A1.doc](#) [DOC-253127A2.doc](#) [DOC-253127A3.doc](#) [DOC-253127A4.doc](#) [DOC-253127A5.doc](#) [DOC-253127A6.doc](#) [DOC-253127A1.pdf](#) [DOC-253127A2.pdf](#) [DOC-253127A3.pdf](#) [DOC-253127A4.pdf](#) [DOC-253127A5.pdf](#) [DOC-](#)

[253127A6.pdf](#) [DOC-253127A1.txt](#) [DOC-253127A2.txt](#) [DOC-253127A3.txt](#) [DOC-253127A4.txt](#) [DOC-253127A5.txt](#) [DOC-253127A6.txt](#)

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THE FOLLOWING ITEMS ARE DATED AND RELEASED TODAY:

NEWS RELEASES

FCC PROPOSES MAXIMUM FORFEITURE OF \$55,000 AGAINST ENTERCOM FOR APPARENT VIOLATIONS OF INDECENCY RULE. Issued a Notice of Apparent Liability for Forfeiture against Entercom Sacramento License, LLC, for broadcasting apparently indecent material on two separate occasions over Station KRXQ(FM), Sacramento, CA. News Release EB. Contact Janice Wise or Lisa Fowlkes at (202) 418-7450 [DOC-253161A1.doc](#) [DOC-253161A1.pdf](#) [DOC-253161A1.txt](#)

FCC AND USDA TO HELP CREATE WIRELESS BROADBAND MODEL COMMUNITIES IN RURAL AMERICA. News Release. News Media Contact: Lauren Patrich at (202) 418-7944, email: Lauren.Patrich@fcc.gov WTB. Contact Nancy Plon at (202) 418-2899 [DOC-253198A1.doc](#) [DOC-253198A1.pdf](#) [DOC-253198A1.txt](#)

PUBLIC NOTICES

Released: 10/15/2004. CSD, HANDS ON VIDEO RELAY SERVICE, INC., NATIONAL VIDEO RELAY SERVICE COALITION, AND HAMILTON RELAY, INC. FILE PETITIONS FOR RECONSIDERATION OF TRS REQUIREMENTS FROM THE REPORT AND ORDER, ORDER ON RECONSIDERATION AND FNPRM, FCC 04-137. (DA No. 04-3266). (Dkt No 90-571 , 98-67) Pleading Cycle Established. Comments Due: 11/15/2004. Reply Comments Due: 11/30/2004. CGB. Contact: Dana Jackson at (202) 418-2247, TTY: (202) 418-7898, Email: Dana.Jackson@fcc.gov [DA-04-3266A1.doc](#) [DA-04-3266A1.pdf](#) [DA-04-3266A1.txt](#)

Report No: IHF-00049 Released: 10/15/2004. INTERNATIONAL HIGH FREQUENCY. IB. Contact: Tom Polzin at (202) 418-2148, email: tpolzin@fcc.gov, TTY: (202) 418-2555 [DOC-253196A1.pdf](#) [DOC-253196A1.txt](#)

Report No: TEL-00843S Released: 10/15/2004. STREAMLINED INTERNATIONAL APPLICATIONS ACCEPTED FOR FILING. IB. Contact: (202) 418-0270 [DOC-253189A1.pdf](#) [DOC-253189A1.txt](#)

Report No: SAT-00250 Released: 10/15/2004. POLICY BRANCH INFORMATION. (DA No. 04-3268) Actions Taken. IB. Contact: (202) 418-0719, TTY: (202) 418-2555 [DA-04-3268A1.pdf](#) [DA-04-3268A1.txt](#)

Report No: 0121 Released: 10/15/2004. SPECIAL RELIEF AND SHOW CAUSE PETITIONS. MB. Contact: (202) 418-7200 [DOC-253155A1.doc](#) [DOC-253155A1.pdf](#) [DOC-253155A1.txt](#)

Report No: 45841 Released: 10/15/2004. BROADCAST ACTIONS. MB [DOC-253109A2.txt](#) [DOC-253109A1.pdf](#)

Report No: 25841 Released: 10/15/2004. BROADCAST APPLICATIONS. MB [DOC-253108A2.txt](#) [DOC-253108A1.pdf](#)

Released: 10/15/2004. OFFICE OF ENGINEERING AND TECHNOLOGY DECLARES GEOPHYSICAL SURVEY SYSTEMS, INC. REQUEST FOR A WAIVER OF PART 15 TO BE A "PERMIT-BUT-DISCLOSE" PROCEEDING FOR EX PARTE PURPOSES. (DA No. 04-3262). (Dkt No 04-374). Comments Due: 11/05/2004. Reply Comments Due: 11/22/2004. OET. Contact: John Reed at (202) 418-2455 [DA-04-3262A1.doc](#) [DA-04-3262A1.pdf](#) [DA-04-3262A1.txt](#)

Released: 10/15/2004. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILING IN PERMIT-BUT-DISCLOSURE PROCEEDINGS (2 OF 2). OMD. Contact: Barbara P. Chappelle @ (202) 418-0310 [DOC-253177A1.pdf](#) [DOC-253177A1.txt](#)

Released: 10/15/2004. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILING IN PERMIT-BUT-DISCLOSURE PROCEEDINGS (1 OF 2). OMD. Contact: Barbara P. Chappelle @ (202) 418-0310 [DOC-253175A1.pdf](#) [DOC-253175A1.txt](#)

Released: 10/15/2004. WIRELINE COMPETITION BUREAU SEEKS COMMENT ON WHETHER TO UPDATE LINE COUNTS AND OTHER LIMITED INFORMATION USED IN CALCULATING HIGH-COST UNIVERSAL SERVICE SUPPORT FOR NON-RURAL CARRIERS. (DA No. 04-3269). (Dkt No 96-45) Pleading Cycle Established. Comments Due: 11/05/2004. Reply Comments Due: 11/19/2004. WCB. Contact: Katie King or Thomas Buckley at (202)418-7400, TTY: (202) 418-0484 [DA-04-3269A1.doc](#) [DA-04-3269A1.pdf](#) [DA-04-3269A1.txt](#)

Report No: CWS-05-05 Released: 10/15/2004. ANTENNA STRUCTURE REGISTRATION SERVICE INFORMATION. WTB [DOC-253164A1.pdf](#) [DOC-253164A1.txt](#)

TEXTS

BUSINESS CELL SYSTEMS. Reduced the forfeiture to \$1,000. Granted the Petition for Reconsideration. Action by: Chief, Enforcement Bureau. Adopted: 10/13/2004 by MO&O. (DA No. 04-3246). EB [DA-04-3246A1.doc](#) [DA-04-3246A1.pdf](#) [DA-04-3246A1.txt](#)

NORTHERN ELECTRIC COOPERATIVE. Issued a monetary forfeiture in the amount of \$3,000 to Northern Electric Cooperative for failure to register its antenna structure. Action by: Assistant Chief, Enforcement Bureau. Adopted: 10/13/2004 by Forfeiture Order. (DA No. 04-3205). EB [DA-04-3205A1.doc](#) [DA-04-3205A1.pdf](#) [DA-04-3205A1.txt](#)

CAPITAL MEDIA CORPORATION. Issued a monetary forfeiture in the amount of \$4,000 to Capital Media Corporation for failure to maintain station records of required monthly and weekly Emergency Alert System test messages. Action by: Assistant Chief, Enforcement Bureau. Adopted: 10/13/2004 by Forfeiture Order. (DA No. 04-3240). EB [DA-04-3240A1.doc](#) [DA-04-3240A1.pdf](#) [DA-04-3240A1.txt](#)

VICTORY & POWER MINISTRIES, INC. Issued a monetary forfeiture in the amount of \$20,000 to Victory & Power Ministries, Inc. for violations of the Emergency Alert System, the antenna fencing and the public file requirements. Action by: Assistant Chief, Enforcement Bureau. Adopted: 10/13/2004 by Forfeiture Order. (DA No. 04-3249). EB [DA-04-3249A1.doc](#) [DA-04-3249A1.pdf](#) [DA-04-3249A1.txt](#)

VIRTUAL MEDIA SYSTEMS. Issued an official Citation to Virtual Media Systems, Hollywood, Florida for violations of the Act and Commission's rules that govern telephone solicitations and unsolicited advertisements. Action by: Deputy Chief, Telecommunications Consumers Division, Enforcement Bureau by LETTER. (DA No. 04-3248). EB [DA-04-3248A1.doc](#) [DA-04-3248A1.pdf](#) [DA-04-3248A1.txt](#)

CREATIVE COMMUNICATIONS. Issued an official Citation and Letter of Inquiry to Creative Communications for violations of the Communications Act of 1934, that govern telephone solicitations and

unsolicited advertisements. Action by: Deputy Chief, Telecommunications Consumers Division, Enforcement Bureau by LETTER. (DA No. 04-3245). EB [DA-04-3245A1.doc](#) [DA-04-3245A1.pdf](#) [DA-04-3245A1.txt](#)

ENTERCOM SACRAMENTO LICENSE, LLC, LICENSEE OF STATION KRXQ(FM), SACRAMENTO, CALIFORNIA. Issued a Notice of Apparent Liability for Forfeiture against Entercom Sacramento License, LLC for broadcasting apparently indecent material on two separate occasions over Station KRXQ(FM), Sacramento, CA. Action by: the Commission. Adopted: 09/22/2004 by NALF. (FCC No. 04-224). EB [FCC-04-224A1.doc](#) [FCC-04-224A2.doc](#) [FCC-04-224A3.doc](#) [FCC-04-224A1.pdf](#) [FCC-04-224A2.pdf](#) [FCC-04-224A3.pdf](#) [FCC-04-224A1.txt](#) [FCC-04-224A2.txt](#) [FCC-04-224A3.txt](#)

SAGA COMMUNICATIONS OF NEW ENGLAND, INC. Imposed against Saga Communications of New England, Inc. licensee of Station WLZX (FM), Northampton, MA for broadcasting a telephone conversation without first informing the other party to the conversation of its intention to do so. Action by: Chief, Enforcement Bureau. Adopted: 10/13/2004 by Forfeiture Order. (DA No. 04-3244). EB [DA-04-3244A1.doc](#) [DA-04-3244A1.pdf](#) [DA-04-3244A1.txt](#)

PEND OREILLE TELEPHONE COMPANY. Assessed a monetary forfeiture in the amount of \$20,000 against Pend Oreille Telephone Company for failing to publicize the availability of Lifeline and Link-Up services "in a manner reasonably designed to reach those likely to qualify" for the services. Action by: Chief, Enforcement Bureau. Adopted: 10/13/2004 by Forfeiture Order. (DA No. 04-3250). EB [DA-04-3250A1.doc](#) [DA-04-3250A1.pdf](#) [DA-04-3250A1.txt](#)

NSI TECHNOLOGIES, INC., A.K.A. NSI SATELLITE, INC., A.K.A. PRO ONE COMMUNICATIONS. Issued an official Citation to NSI Technologies, Inc., Pittsburgh, Pennsylvania for violations of the Act and Commission's rules that govern telephone solicitations and unsolicited advertisements. Action by: Deputy Chief, Telecommunications Consumers Division, Enforcement Bureau by LETTER. (DA No. 04-3239). EB [DA-04-3239A1.doc](#) [DA-04-3239A1.pdf](#) [DA-04-3239A1.txt](#)

GENERAL COMMUNICATIONS, INC., D/B/A GCI V. ACS OF ANCHORAGE, INC., D/B/A ALASKA COMMUNICATIONS SYSTEMS, ACS LOCAL SERVICE, AND ACS; ACS OF FAIRBANKS, D/B/A ALASKA COMMUNICATIONS SYSTEMS, ACS LOCAL SERVICE, AND ACS, ET AL. Granted the Request to Convert Claims Against ACS of Anchorage, Inc., et al. Action by: Chief, Market Disputes Resolution Division, Enforcement Bureau. Adopted: 10/15/2004 by ORDER. (DA No. 04-3265). EB [DA-04-3265A1.doc](#) [DA-04-3265A1.pdf](#) [DA-04-3265A1.txt](#)

ADELPHIA CABLE COMMUNICATIONS. Granted the Motion for Extension of Time filed by the City of Boca Raton, FL. Action by: Deputy Chief, Policy Division, Media Bureau. Adopted: 10/12/2004 by ORDER. (DA No. 04-3247). MB [DA-04-3247A1.doc](#) [DA-04-3247A1.pdf](#) [DA-04-3247A1.txt](#)

RECLASSIFICATION OF LICENSE OF FM STATION KNUE, TYLER, TX. Issued Order to Show Cause in this proceeding. (Dkt No. RM-10780). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 11/29/2004. Adopted: 10/13/2004 by Order to Show Cause. (DA No. 04-3229). MB [DA-04-3229A1.doc](#) [DA-04-3229A1.pdf](#) [DA-04-3229A1.txt](#)

FM TABLE OF ALLOTMENTS, WINDSOR AND BETHEL, NC. Amended the FM Table of Allotments for these communities. (Dkt No. 04-72 , RM-10857). Action by: Assistant Chief, Audio Division, Media Bureau. Adopted: 10/13/2004 by R&O. (DA No. 04-3231). MB [DA-04-3231A1.doc](#) [DA-04-3231A1.pdf](#) [DA-04-3231A1.txt](#)

RECLASSIFICATION OF LICENSE OF FM STATIONS KBEZ, TULSA, OK AND KOMA, OKLAHOMA CITY, OK. Issued Order to Show Cause in this proceeding. (Dkt No. RM-10755). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 11/29/2004. Adopted: 10/13/2004 by Order to Show Cause. (DA No. 04-3228). MB [DA-04-3228A1.doc](#) [DA-04-3228A1.pdf](#) [DA-04-3228A1.txt](#)

FM TABLE OF ALLOTMENTS, MAPLESVILLE, AL. Amended FM Table of Allotments for this community. Granted the Petition for Rulemaking. (Dkt No. 03-5 , RM-10393). Action by: Assistant Chief, Audio Division, Media Bureau. Adopted: 10/13/2004 by R&O. (DA No. 04-3230). MB [DA-04-3230A1.doc](#) [DA-04-3230A1.pdf](#) [DA-04-3230A1.txt](#)

AMENDMENT OF THE COMMISSION'S RULES REGARDING MARITIME AUTOMATIC IDENTIFICATION SYSTEMS. Initiated this rulemaking proceeding to identify the spectrum that should be used for maritime Automatic Identification Systems (AIS) in the United States and its territorial waters. By NPRM. Action by: the Commission. Adopted: 08/26/2004 by MO&O. (FCC No. 04-207). WTB [FCC-04-207A1.doc](#) [FCC-04-207A1.pdf](#) [FCC-04-207A1.txt](#)

ADDENDA: THE FOLLOWING ITEMS, RELEASED OCTOBER 14, 2004, DID NOT APPEAR IN DIGEST NO. 195:

NEWS RELEASES

JOINT STATEMENT ON BROADBAND OVER POWER LINE COMMUNICATIONS SERVICES BY CHAIRMAN PAT WOOD, III, OF THE FEDERAL ENERGY REGULATORY COMMISSION, AND CHAIRMAN MICHAEL K. POWELL OF THE FEDERAL COMMUNICATIONS COMMISSION. STMT OCH. Contact David Fiske at (202) 418-0513, FERC Contact: Bryan Lee at (202) 502-8680 [DOC-253128A1.doc](#) [DOC-253128A1.pdf](#) [DOC-253128A1.txt](#)

PUBLIC NOTICES

Released: 10/14/2004. RELEASE OF FUNDING YEAR 2005 ELIGIBLE SERVICE LIST FOR SCHOOLS AND LIBRARIES UNIVERSAL SERVICE MECHANISM. (Dkt No 02-6). (FCC No. 04-244). WCB. Contact: Jennifer Schneider at (202) 418-7400, TTY: (202) 418-0484 [FCC-04-244A1.doc](#) [FCC-04-244A2.doc](#) [FCC-04-244A1.pdf](#) [FCC-04-244A2.pdf](#) [FCC-04-244A1.txt](#) [FCC-04-244A2.txt](#)

TEXTS

JULY 1, 2004, ANNUAL ACCESS CHARGE TARIFF FILINGS. Issued a Protective Order in this Proceeding. By Protective Order. (Dkt No. 04-372). Action by: Chief, Pricing Policy Division, Wireline Competition Bureau. Adopted: 10/14/2004 by ORDER. (DA No. 04-3261). WCB [DA-04-3261A1.doc](#) [DA-04-3261A1.pdf](#) [DA-04-3261A1.txt](#)